

CHRISTOPHER CHIOU
Acting United States Attorney
District of Nevada
Nevada Bar No. 14853
RONALD L. CHENG
Assistant United States Attorney
501 Las Vegas Blvd. South, Suite 1100
Las Vegas, Nevada 89101
Tel: (702) 388-6621
Fax: (702) 388-6418
Email: ronald.cheng@usdoj.gov

Attorneys for the United States of America

**UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA**

UNITED STATES OF AMERICA,

Plaintiff,

vs.

GUO JUN XU,

Defendant.

Case No. 2:02-cr-00672-GMN-BNW

**GOVERNMENT’S MOTION FOR
LEAVE TO DISMISS PURSUANT TO
FEDERAL RULE OF CRIMINAL
PROCEDURE 48(a)**

Plaintiff United States of America, by and through its counsel of record, Christopher Chiou, Acting United States Attorney, and Ronald L. Cheng, Assistant United States Attorney, counsel for plaintiff United States of America, respectfully moves for leave of Court to dismiss the indictment and any outstanding warrants (if any) against defendant Guo Jun Xu, pursuant to Rule 48(a), Federal Rules of Criminal Procedure. Defendant Xu was charged in both this case and *United States v. Chao Fan Xu, et al.*, No. 2:02-cr-00674-GMN-BNW (the “02-cr-674 Case”). The 02-cr-674 Case incorporated the charges in this

1 case, along with others, and defendant Guo Jun Xu was convicted and sentenced on the
2 charges of conviction against him in the 02-cr-674 Case. Accordingly, the United States
3 has determined that dismissing this case (no. 02-cr-00672-GMN-BNW), and any
4 outstanding warrant, is in the best interests of justice.

5 Accordingly, the United States respectfully requests that the Court dismiss the
6 indictment and any outstanding warrant against the above-captioned defendant.

7 Dated: July 7, 2021.

8 Respectfully submitted,

9
10 CHRISTOPHER CHIOU
Acting United States Attorney

11 By /s/ Ronald L. Cheng
12 RONALD L. CHENG
Assistant United States Attorney

13 Attorneys for Plaintiff
14 UNITED STATES OF AMERICA
15
16
17
18
19
20
21
22
23
24

1 UNITED STATES DISTRICT COURT
2 DISTRICT OF NEVADA

3 UNITED STATES OF AMERICA,

4 Plaintiff,

5 vs.

6 GUO JUN XU,

7 Defendant.

Case No. 2:02-cr-00672-GMN-BNW

[PROPOSED] ORDER OF DISMISSAL

8
9
10 Pursuant to Federal Rule of Criminal Procedure 48(a), and upon leave of Court, the
11 United States hereby dismisses without prejudice the indictment and quashes the arrest
12 warrant in only this case against defendant Guo Jun Xu.


13 CHRISTOPHER CHIOU
14 Acting United States Attorney

15 By /s/ Ronald L. Cheng
16 RONALD L. CHENG
Assistant United States Attorney

17 Attorneys for Plaintiff
18 UNITED STATES OF AMERICA

19 Leave of Court is granted for the filing of the above dismissal.

20 Dated: July 9th, 2021.

21 
22 Brenda Weksler
23 United States Magistrate Judge
24